

TENTATIVE RULINGS

CIVIL / FAMILY LAW CASE MANAGEMENT CALENDAR

For: 4/14/2008 Monday Dept: 1A

Tentative Rulings are proposed as orders to be issued at the hearing and are posted in advance for the convenience of the parties and their counsel. Any party objecting to the tentative ruling should promptly notify the opposing party of the substance of the objection with sufficient time to allow all parties, or their attorneys of record, to appear in person or by telephone at the scheduled hearing. Absent objection, the Court routinely adopts the tentative ruling as posted. Failures to appear, absent an order to appear, are deemed consent to the tentative ruling.

1. **1:00 PM** Case: CV34385 [S] RADFORD v BOWMAN
Type: BREACH OF CONTRACT Date Filed: 01/25/08
Event: OSC RE: FILING COMPLIANCE P= 0
VACATE IF ALL POS/ANSWERS ARE FILED
06/16/08 1:00 1A CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: RADFORD, MARY ATTY: FOLEY, LAW OFFICES OF KENNETH
DEFNDT: BOWMAN, TERRI R.
DBA: PREMIER PROPERTIES

Tentative Ruling: Plaintiff has not filed a proper Proof of Service as to all defendants. The OSC is continued over to the previously scheduled CMC time and date.

2. 1:00 PM Case: CF7399 [M] CAPITAL ONE BANK v HAYNER
Type: COLLECTIONS Date Filed: 01/18/07
Event: FURTHER CASE MANAGEMENT CONF - CIVIL

PLNTFF: CAPITAL ONE BANK ATTY: WINN LAW GROUP
DEFNDT: HAYNER, MICHAEL
Service Date/Type: 02/11/08 SUB 00/00/00

Tentative Ruling: The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 8/11/08.

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3. 1:00 PM Case: CF7579 [M] BANK OF AMERICA v WALDON
Type: COLLECTIONS Date Filed: 06/21/07
Event: FURTHER CASE MANAGEMENT CONF - CIVIL
Event: CONTINUED OSC RE: FILING COMPLIANCE
VACATE IF ALL POS/ANSWERS ARE FILED

PLNTFF: BANK OF AMERICA NA USA ATTY: ZIDE, FLINT C. ESQ
DEFNDT: WALDON, MIKE A

Tentative Ruling: The plaintiff has not filed a proper Proof of Service as to all named defendants. Plaintiff must file a proper Proof of Service prior to the next hearing. The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 8/11/08.

4. 1:00 PM Case: CF7584 [M] PALISADES ACQUISITION v WAGNER
Type: COLLECTIONS Date Filed: 06/28/07
Event: TRIAL SETTING

PLNTFF: PALISADES ACQUISITION XVI LLC ATTY: WOLPOFF & ABRAMSON LLP
DEFNDT: LAVERN WAGNER C/O MARK WAGNER ATTY: IN PRO PER
Service Date/Type: 07/20/07 SUB Answer Date: 11/02/07

Tentative Ruling: The case is At-Issue and is set for Trial in Dept. 2 approximately 120 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: ½ day court trial.

5. 1:00 PM Case: CF7887 [M] JOHNSTON v HULBURT
Type: DAMAGES - NON-TORT Date Filed: 01/29/08
Event: OSC RE: FILING COMPLIANCE
VACATE IF ALL POS/ANSWERS ARE FILED
06/16/08 1:00 1A CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: JOHNSTON, RANDY ATTY: WHITE, BLAIR M. ESQ
DBA: R A JOHNSTON CONSTRUCTION
DEFNDT: HULBURT, FREDRICK P
DEFNDT: HULBURT, FRAUKE R
DEFNDT: SKARLES, JAMES G
DEFNDT: SKARLES, DOROTHY A
DEFNDT: SKARLES, STEVEN G

Tentative Ruling: Plaintiff has not filed a proper Proof of Service as to all defendants. The OSC is continued over to the previously scheduled CMC time and date.

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6. 1:00 PM Case: CF7888 [M] JOHNSTON v POPE
Type: CIVIL COMPLAINT Date Filed: 01/29/08
Event: OSC RE: FILING COMPLIANCE
VACATE IF ALL POS/ANSWERS ARE FILED
06/16/08 1:00 1A CASE MANAGEMENT CONFERENCE-CIVIL

Related cases on this calendar: CF7887 , CF7889 ,
PLNTFF: JOHNSTON, RANDY ATTY: WHITE, BLAIR M. ESQ
DBA: R.A. JOHNSTON CONSTRUCTION
DEFNDT: POPE, CARY
DEFNDT: RIVERSIDE BUILDERS INC
DEFNDT: HF DATA
DEFNDT: HARMON FINANCIAL CORPORATION
DEFNDT: BANK OF STOCKTON
DEFNDT: JOHNS, R. L.
DEFNDT: GRAYSON, MAXINE
DEFNDT: HARRIS, JAMES L.
DEFNDT: SANTOS, DAVID R.
DEFNDT: SANTOS, KRISTINA M.
DEFNDT: JORGENSEN, HOMER W.
DEFNDT: JORGENSEN, RUTH C
DEFNDT: HILDEBRANDT, MARTIN F.
DEFNDT: HILDEBRANDT, REBECCA A.
DEFNDT: VANDERVORT, FRANK
DEFNDT: STURTEVANT, JON
DEFNDT: PAYNE, DON
DEFNDT: HALE, BARNEY
DEFNDT: GREENWOOD, RONNIE E.
DEFNDT: GREENWOOD, JACQUELINE A.
DEFNDT: STANKEWITZ CONCRETE
DEFNDT: BOMBERGER, JUDI
DEFNDT: FONTANA, WILLIAM V.
DEFNDT: FONTANA, MARY A.
DEFNDT: MITCHELL, WILLIAM R.

Tentative Ruling: Plaintiff has not filed a proper Proof of Service as to all defendants. The OSC is continued over to the previously scheduled CMC time and date.

7. 1:00 PM Case: CF7889 [M] JOHNSTON v POPE
Type: DAMAGES - NON-TORT Date Filed: 01/29/08
Event: OSC RE: FILING COMPLIANCE
VACATE IF ALL POS/ANSWERS ARE FILED
06/16/08 1:00 1A CASE MANAGEMENT CONFERENCE-CIVIL

Related cases on this calendar: CF7888 ,
PLNTFF: JOHNSTON, RANDY ATTY: WHITE, BLAIR M. ESQ
DBA: R A JOHNSTON CONSTRUCTION
DEFNDT: POPE, CARY
DEFNDT: RIVERSIDE BUILDERS INC
DEFNDT: HF DATA
DEFNDT: FONTANA, WILLIAM V
DEFNDT: FONTANA, MARY A
DEFNDT: HARMON FINANCIAL CORPORATION
DEFNDT: BANK OF STOCKTON
TRSTEE: BART M. BARTONI IRA #98-0074-0

DEFNDT: BAIM, DON
 TRSTEE: ANDERSEN & BAIM PHYSICAL THERA
 DEFNDT: BYERLY, JENNIE M
 TRSTEE: BYERLY FAMILY TRUST
 DEFNDT: DE LEON, GORDON R
 TRSTEE: GORDON R DE LEON & DONNA B DE
 DEFNDT: DE LEON, DONNA B
 TRSTEE: GORDON R. DE LEON AND DONNA B.
 DEFNDT: FARINHA, STEVEN A
 DEFNDT: FARINHA, DEBRA R
 DEFNDT: VANDERVORT, FRANK
 TRSTEE: MTA MEDICAL BENEFIT TRUST
 DEFNDT: STURTEVANT, JON
 TRSTEE: MTA MEDICAL BENEFIT TRUST
 DEFNDT: PAYNE, DON
 TRSTEE: MTA MEDICAL BENEFIT TRUST
 DEFNDT: HALE, BARNEY
 TRSTEE: MTA MEDICAL BENEFIT TRUST
 DEFNDT: SILVA, FRANK J
 TRSTEE: SILVA REVOCABLE TRUST UNDER IN
 DEFNDT: SILVA, HELEN L
 TRSTEE: SILVA REVOCABLE TRUST UNDER IN
 DEFNDT: MEDEIROS, FRANK D
 DEFNDT: MEDEIROS, CHERYLE A
 DEFNDT: BANK OF STOCKTON
 TRSTEE: CUSTODIAN FOR THE DONALD BAIM
 DEFNDT: CLEAR VIEW WINDOWS INC

Tentative Ruling: Plaintiff has not filed a proper Proof of Service as to all defendants. The OSC is continued over to the previously scheduled CMC time and date.

8. 1:00 PM Case: CV32678 [S] LEMASTER v RITE OF PASSAGE
 Type: PI-NON MOTOR VEHICLE Date Filed: 02/28/06
 Priority Info: FROM CF7048-PLAN 3-DUE 2-08
 Event: FURTHER CASE MANAGEMENT CONFERENCE

PLNTFF: LEMASTER, JOSHUA	ATTY: IN PRO PER
DEFNDT: RITE OF PASSAGE	ATTY: MATHENY SEARS LINKERT & JAIME
Service Date/Type: 04/11/06 SUB	Answer Date: 09/19/06
DEFNDT: ROP-ATCS	ATTY: MATHENY SEARS LINKERT & JAIME
Service Date/Type: 04/11/06 SUB	Answer Date: 09/19/06
DEFNDT: ROP-SIERRA RIDGE ACADEMY	ATTY: MATHENY SEARS LINKERT & JAIME
Service Date/Type: 00/00/00	Answer Date: 09/19/06
DEFNDT: STOFLE, JESSE	ATTY: MATHENY SEARS LINKERT & JAIME
DEFNDT: GOEPPERT, MR.	ATTY: MATHENY SEARS LINKERT & JAIME
AKA: GOEPPERT, WESLEY	
DEFNDT: DAVIS, MR	ATTY: MATHENY SEARS LINKERT & JAIME
Service Date/Type: 00/00/00	Answer Date: 09/19/06
DEFNDT: BLANSON, MR.	ATTY: MATHENY SEARS LINKERT & JAIME
Service Date/Type: 06/29/07 PER	Answer Date: 08/13/07

The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 6 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 5 day jury trial.

9. 1:00 PM Case: CV33067 [S] BRIDGES v MOTIU
Type: MALPRACTICE - MEDICAL/DENTAL Date Filed: 10/11/06
Priority Info: 170.3 JEM; 170.6 DVM
Event: TRIAL SETTING

PLNTFF: BRIDGES, G. L. ATTY: AIROLA & AIROLA
DEFNDT: MOTIU, JOANA ATTY: PROUT * LEVANGIE
Service Date/Type: 00/00/00 Answer Date: 11/22/06
I/DBA: JOANA MOTIU DDS

Tentative Ruling: The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 6 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 4 day jury trial.

10. 1:00 PM Case: CV33421 [S] RODRIGUEZ v FERRARI, ETAL
Type: BREACH OF WARRANTY Date Filed: 02/08/07
Priority Info: DEFAULT SET ASIDE 05-29-07
Event: FURTHER CASE MANAGEMENT CONF-CIVIL

PLNTFF: RODRIGUEZ, MARTIN ATTY: CHAVEZ-OCHOA LAW OFFICES INC.
PLNTFF: RODRIGUEZ, MARIA E. ATTY: CHAVEZ-OCHOA LAW OFFICES INC.
DEF/XC: RE-MAX IN THE COUNTRY ATTY: CLAIMS LEGAL MANAGEMENT APC
Service Date/Type: 02/01/08 PER Answer Date: 03/27/08
DEF/XC: LAMANNA, CATHERINE ATTY: CLAIMS LEGAL MANAGEMENT APC
Service Date/Type: 00/00/00 Answer Date: 03/27/08
DF/X-D: JACKSON, JENNIFER ATTY: FOLEY, KENNETH M ESQ
Service Date/Type: 04/02/07 PER Answer Date: 05/16/07
DF/X-D: STEELY PUMP SERVICE ATTY: FOLEY, LAW OFFICES OF KENNETH
Service Date/Type: 04/02/07 PER Answer Date: 05/16/07
D/XD/XC FERRARI, MARJORIE ATTY: WILLIAMS, CHRISTOPHER D. ESQ
Service Date/Type: 04/11/07 PER Answer Date: 06/04/07
X-DEFT ALVARES, DIANA ATTY: NORTON ADAMS & DOWNEY LLP
Service Date/Type: 00/00/00 Answer Date: 01/18/08
X-DEFT CHINCHIOLO REALTORS ATTY: NORTON ADAMS & DOWNEY LLP
Service Date/Type: 11/13/07 PER Answer Date: 01/18/08

Tentative Ruling: The recently filed Cross Complaint by Re-Max has not been Answered. The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all cross defendants have filed responsive pleadings, cross complainant is ordered to file defaults or dismissals of all cross defendants. The CMC is set for Dept 1A at 1:00 PM on 7/21/08.

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11. 1:00 PM Case: CV33468 [S] HILLBERRY v WESTWIND DEVELOPMENT
Type: BREACH OF CONTRACT Date Filed: 02/26/07
Event: FURTHER CASE MANAGEMENT CONF - CIVIL
DATE RESET DUE TO COURT CALENDAR CHANGE
Event: CONTINUED OSC RE: FILING COMPLIANCE
VACATE IF ALL POS/ANSWERS ARE FILED

PLNTFF: HILLBERRY REVOCABLE LIVING TR ATTY: NEUMILLER & BEARDSLEE
TRSTEE: HILLBERRY, STEVEN MAX ATTY: NEUMILLER & BEARDSLEE
TRSTEE: HILLBERRY, MARIE ROSE ATTY: NEUMILLER & BEARDSLEE
DEFNDT: WESTWIND DEVELOPMENT INC
Service Date/Type: 05/14/07 PER 00/00/00
DEFNDT: MEAGHER, FRANK
Service Date/Type: 03/28/07 PER 00/00/00
DEFNDT: WOOLWORTH, AL

Tentative Ruling: The plaintiff has not filed a proper Proof of Service as to all named defendants. Plaintiff must file a proper Proof of Service prior to the next hearing. The court recognizes the parties may be negotiating a settlement. The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 8/11/08.

12. 1:00 PM Case: CV33538 [S] NORLING v PELLEGRINO/WEAVER
Type: PRELIMINARY INJUNCTION Date Filed: 03/15/07
Event: FURTHER CASE MANAGEMENT CONF - CIVIL
STATUS OF SETTLEMENT

PLNTFF: NORLING, MARILYN J ATTY: AIROLA & AIROLA
DEFNDT: PELLEGRINO, JOE
Service Date/Type: 03/29/07 PER 00/00/00
DEFNDT: WEAVER, LUCINDA
Service Date/Type: 03/29/07 PER 00/00/00

Tentative Ruling: The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 8/11/08.

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13. 1:00 PM Case: CV33614 [S] VALENTE v COLONIAL LIFE
Type: BREACH OF CONTRACT Date Filed: 04/12/07
Event: FURTHER CASE MANAGEMENT CONF - CIVIL

PLNTFF: VALENTE, KAREN ATTY: MAYALL HURLEY KNUTSEN SMITH &
DEFNDT: COLONIAL LIFE AND ACCIDENT INSURA ATTY: BANNAN FRANK & TERZIAN LLP
Service Date/Type: 00/00/00 Answer Date: 10/09/07
DEFNDT: STONE HILL & ASSOCIATES INSURANCE ATTY: EDGERTON & WEAVER
Service Date/Type: 00/00/00 Answer Date: 10/05/07
DEFNDT: MINER, JED ATTY: LEWIS BRISBOIS BISGAARD & SMI
Service Date/Type: 00/00/00 Answer Date: 10/26/07
DEFNDT: RITE OF PASSAGE ATTY: PROUT * LEVANGIE
Service Date/Type: 00/00/00 Answer Date: 11/01/07

Tentative Ruling: The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 6 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 5 day jury trial.

14. 1:00 PM Case: CV33807 [S] HERTZ EQUIPMENT RENTA v GOLD WEST CONSTRUCTIO
Type: BREACH OF CONTRACT Date Filed: 06/15/07
Event: FURTHER CASE MANAGEMENT CONFERENCE
DATE RESET DUE TO COURT CALENDAR CHANGE

PLNTFF: HERTZ EQUIPMENT RENTAL CORPORATIO ATTY: DUNNING, DONALD T. ESQ
DEFNDT: GOLD WEST CONSTRUCTION INC ATTY: IN PRO PER
Service Date/Type: 07/13/07 SUB Answer Date: 10/05/07
DEFNDT: MARINA RIDGE LLC ATTY: IN PRO PER
Service Date/Type: 08/03/07 SUB Answer Date: 10/05/07

Tentative Ruling: The court recognizes that defendant corporations may not remain as self-represented litigants but instead must immediately retain counsel and so inform the court. The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 150 days out and for Trial in Dept. 1 approximately 180 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 3 day court trial.

15. 1:00 PM Case: CV33826 [S] DAVIS v MONGELLI JR
Type: P.I. MOTOR VEHICLE Date Filed: 06/21/07
Event: TRIAL SETTING AFTER ARBITRATION

PLNTFF: DAVIS, WILLIAM ALLEN ATTY: WHIPPLE, PETER J. ESQ
DEFNDT: MONGELLI JR, NICHOLAS JOSEPH ATTY: JOHNSTON, G. MICHAEL ESQ
Service Date/Type: 00/00/00 Answer Date: 07/26/07

Tentative Ruling: The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 6 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 4 day jury trial.

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16. 1:00 PM Case: CV33833 [S] PETERSEN v MARK TWAIN ST JOSEPH
Type: BREACH OF CONTRACT Date Filed: 06/22/07
Event: FURTHER CASE MANAGEMENT CONF - CIVIL

PLNTFF: PETERSEN MD, GABRIEL ATTY: DAMBACHER, GARY P. ESQ
DEFNDT: MARK TWAIN ST JOSEPHS HEALTHCARE ATTY: DOWNEY BRAND LLP
Service Date/Type: 07/30/07 Answer Date: 12/14/07
DBA: MARK TWAIN ST. JOSEPH'S HOSPIT

Tentative Ruling: The case is At-Issue and mediation is recommended to the parties. A Trial Setting Conference is set in Dept. 1A at 1:00 PM on 9/15/08

17. 1:00 PM Case: CV33836 [S] BLANCHARD v CONLON
Type: FRAUD Date Filed: 06/25/07
Event: FURTHER CASE MANAGEMENT CONFERENCE
PLAINTIFF'S COUNSEL ORDERED PRESENT

PLNTFF: BLANCHARD, MICHELLE ATTY: HILL LAW FIRM
DEFNDT: CONLON, JULIE
Service Date/Type: 12/21/07 SUB 00/00/00
DEFNDT: GESS, VICTOR
Service Date/Type: 07/11/07 PER 00/00/00

Tentative Ruling: This matter awaits entry of judgment. The matter is continued for further case management, if judgment enters in the interim the following date will be vacated, Dept 1A at 1:00 PM on 8/18/08.

18. 1:00 PM Case: CV33868 [S] KEYES v RUTHEL, ETAL
Type: BREACH OF CONTRACT Date Filed: 07/09/07
Event: TRIAL SETTING

PLF/XD: KEYES, KENNETH W. ATTY: GONZALES, LAW OFFICES
Service Date/Type: 00/00/00 Answer Date: 10/23/07
DEF/XC: RUTHEL, ROD ATTY: WHITE, BLAIR M. ESQ
Service Date/Type: 07/27/07 PER Answer Date: 09/17/07
DEF/XC: SCHMIDT, SUZZANE ATTY: WHITE, BLAIR M. ESQ
Service Date/Type: 00/00/00 Answer Date: 09/17/07

Tentative Ruling: The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 1 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 3 day jury trial.

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19. 1:00 PM Case: CV34243 [S] CA STATE AUTO ASSOC v SEARS ROEBUCK
Type: PI-NON MOTOR VEHICLE Date Filed: 11/26/07
Event: CASE MANAGEMENT CONFERENCE-CIVIL
Event: CONTINUED OSC RE: FILING COMPLIANCE
VACATE IF ALL POS/ANSWERS ARE FILED

PLNTFF: CALIFORNIA STATE AUTOMOBILE ASSOC ATTY: GRUNSKY EBAY FARRAR & HOWELL
PLNTFF: INTER-INSURANCE BUREAU ATTY: GRUNSKY EBAY FARRAR & HOWELL
DEFNDT: SEARS ROEBUCK AND COMPANY ATTY: VAN DE POEL & LEVY LLP
Service Date/Type: 12/06/07 PER Answer Date: 02/22/08
DEFNDT: SEARS HOLDING CORPORATION
DBA: SEARS HOME IMPROVEMENT SERVICE
DEFNDT: SEARS HOME IMPROVEMENT PRODUCTS I
Service Date/Type: 02/21/08 NOT 00/00/00

Tentative Ruling: The plaintiff has not filed a proper Proof of Service as to all named defendants. Plaintiff must file a proper Proof of Service prior to the next hearing. The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 8/18/08.

20. 1:00 PM Case: CV34244 [S] SELDEN v ENDSLEY
Type: BREACH OF CONTRACT Date Filed: 11/26/07
Event: CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: SELDEN, CARYN ATTY: FLUETSCH & FLUETSCH
DEFNDT: ENDSLEY, JOHN ATTY: GREENWELL, PATRICK B. ESQ
Service Date/Type: 12/18/08 PER Answer Date: 01/15/08
DBA: JOHN ENDSLEY GENERAL CONTRACTO

Tentative Ruling: The case is At-Issue and referred to Judicial Arbitration on a 60 day delay. The parties my stipulate to mediation in lieu of arbitration. Discovery to remain open until 30 days prior to trial. Trial setting is set in Dept. 1A at 1:00 PM on 9/15/08.

21. 1:00 PM Case: CV34386 [S] STEIN v KNOWLES
Type: BREACH OF CONTRACT Date Filed: 01/28/08
Event: OSC RE: FILING COMPLIANCE

VACATE IF ALL POS/ANSWERS ARE FILED
06/16/08 1:00 1A CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: STEIN, RODERICK ATTY: STEIN, LAW OFFICES OF RANDOLP
DEFNDT: KNOWLES, BARBARA

Tentative Ruling: Plaintiff has not filed a proper Proof of Service as to all defendants. The OSC is continued over to the previously scheduled CMC time and date.

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22. **1:30 PM** Case: CV33816 [S] SMITH v COUNTY OF CALAVERAS
Type: PI-NON MOTOR VEHICLE Date Filed: 06/18/07
Event: TRIAL SETTING
DATE RESET DUE TO COURT CALENDAR CHANGE

PLNTFF: SMITH, JAY ATTY: OTUS & ASSOCIATES
DEFNDT: COUNTY OF CALAVERAS ATTY: BARKETT & GUMPERT
Service Date/Type: 00/00/00 Answer Date: 08/21/07

Tentative Ruling: The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 1 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 3 day jury trial.

23. **2:00 PM** Case: CV29450 [S] WILIMEK v WILIMEK
Type: DISSOLUTION WITHOUT MINOR CHIL Date Filed: 04/07/03
Event: TRIAL SETTING P= 8

PETNR: WILIMEK, SANDRA J ATTY: KEEGAN & MYERS LAW OFFICE
RESP: WILIMEK, JOSEPH W ATTY: WHITE, BLAIR M. ESQ
Service Date/Type: 00/00/00 Answer Date: 05/05/03
ASSOC: CAMPBELL ESQ, MARY R
INT/PY: CALIFORNIA STATE TEACHERS' RETIRE
Service Date/Type: 06/22/04 NAR Answer Date: 07/02/04

Tentative Ruling: The case is At-Issue and is set for Trial in Dept. 1 approximately 60 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 1 day court trial.

24. **2:00 PM** Case: CV32467 [S] O'NEILL v O'NEILL
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 03/06/06
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW P= 8

PETNR: O'NEILL, ROBERT C ATTY: CALDERWOOD, BRUCE G ESQ
RESP: O'NEILL, CHRISTI L ATTY: PAGE, HELEN O. ESQ
Service Date/Type: 00/00/00 Answer Date: 06/19/06

Tentative Ruling: There are child custody and support orders. Respondent is ordered to serve and file a Final Declaration of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 7/21/08.

25. **2:00 PM** Case: CV33342 [S] VAUGHN v VAUGHN
Type: DISSOLUTION WITHOUT MINOR CHIL Date Filed: 01/11/07
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW P= 8

PETNR: VAUGHN, DEBRA ATTY: YANKOVSKY, KRISTINE ESQ
RESP: VAUGHN, ERIC STEVEN ATTY: CALDERWOOD, BRUCE G ESQ
Service Date/Type: 00/00/00 Answer Date: 03/16/07

Tentative Ruling: The matter is set for mandatory settlement and trial setting conference. Each party is to serve and submit settlement conference statements 5 court days prior to the hearing, which is set in Dept. 1A at 3:00 PM on 6/30/08.

26. 2:00 PM Case: CV33670 [S] GRANT v GRANT
Type: DISSOLUTION WITHOUT MINOR CHILDREN Date Filed: 04/26/07
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW P= 8

PETNR: GRANT, DEBORAH ATTY: CALDERWOOD, BRUCE G ESQ
RESP: GRANT, GORDON ATTY: AIROLA & AIROLA
Service Date/Type: 05/30/07 PER Answer Date: 07/10/07

Tentative Ruling: The parties request a settlement conference but have not filed the necessary disclosure documents with the court. Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. Respondent is ordered to serve and file a Final Declaration of Disclosure (FL-141) prior to the next hearing. Upon receipt of said disclosure, Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. Both parties must serve and file their Final DODs 15 days prior to the settlement or it will be converted to case management. The requested settlement conference is set in Dept. 1A at 3:00 PM on 6/30/08.

27. 2:00 PM Case: CV33955 [S] WALTERS v POROVICH
Type: ESTABLISH PARENTAL RELATIONSHIP Date Filed: 08/07/07
At-Issue Date: 00/00/00 Trial: 10/31/07 COURT TRIAL - LONG CAUSE
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW P= 8

Related cases NOT on this calendar: CV32454 , CV33154 , CV33953 ,
PETNR: WALTERS, RAVEN ATTY: WEISBERG, MICHAEL ESQ
RESP: POROVICH, MICHAEL ATTY: FOLEY, KENNETH M ESQ
Service Date/Type: 08/07/07 PER Answer Date: 09/12/07

Tentative Ruling: This matter settled on 2/11/08, and awaits entry of judgment. The matter is continued for further case management, if judgment enters in the interim the following date will be vacated, Dept 1A at 2:00 PM on 6/30/08.

28. 2:00 PM Case: CV34265 [S] POORTINGA v POORTINGA
Type: DISSOLUTION WITH MINOR CHILDREN Date Filed: 12/03/07
Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW P= 8

Related cases NOT on this calendar: CV34224 ,
PETNR: POORTINGA, JOSETTE ROCHELLE ATTY: IN PRO PER
RESP: POORTINGA, STEVEN RICHARD ATTY: CHAVEZ-OCHOA LAW OFFICES INC.
Service Date/Type: 12/11/07 PER Answer Date: 01/03/08

Tentative Ruling: Petitioner is ordered to serve and file a Final Declaration of Disclosure (FL-141) prior to the next hearing. This matter may be concluded by a Marital Settlement Agreement ("MSA") of the parties attached to the Judgment (FL-180). After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 7/21/08.

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29. 2:00 PM Case: CV34269 [S] BAILON v BAILON
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 12/06/07
Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW P= 8
05/09/08 0:00 1 L & M MATTER TAKEN UNDER SUBMISSION
RESP'S MOT RE SUPPORT, AF&C
HON JEM 04-08-08 *DEEMED AS OF 4-11-08*

Related cases NOT on this calendar: C13185 ,
PETNR: BAILON, DANIEL J. ATTY: IN PRO PER
RESP: BAILON, VALERIE J. ATTY: CHAVEZ-OCHOA LAW OFFICES INC.
Service Date/Type: 00/00/00 Answer Date: 02/06/08

Tentative Ruling: There are temporary child custody and support orders.
Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure
(FL-141) prior to the next hearing. After review of the file, the matter is set
for a further Case Management Conference in Dept. 1A at 2:00 PM on 6/30/08.

30. 2:00 PM Case: CV34281 [S] SLONIKER v SLONIKER
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 12/10/07
Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW P= 8

PETNR: SLONIKER, SARI ANN ATTY: BECHELLI JR ESQ, F. JOSEPH
RESP: SLONIKER, PETER RUSSELL ATTY: GEE, DOUGLAS M. ESQ
Service Date/Type: 12/12/07 PER 4/8/08

Tentative Ruling: Respondent is ordered to serve and file a Final Declaration of
Disclosure (FL-141) prior to the next hearing. After review of the file, the
matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on
7/21/08.

31. 2:00 PM Case: CV33338 [S] SIMS v SIMS
Type: DISSOLUTION WITHOUT MINOR CHIL Date Filed: 01/11/07
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW
PETITIONER ORDERED PRESENT

Related cases NOT on this calendar: CV32007 , CV32022 , CV32509 ,
CV32948 , CV33210 , CV33265 , C12468 ,
PETNR: SIMS, YOLANDA ATTY: IN PRO PER
RESP: SIMS, ALVIN
Service Date/Type: 02/23/07 PER 00/00/00

Tentative Ruling: If Petitioner fails to appear as ordered the case is dismissed
without prejudice, as the parties have reconciled. If Petitioner appears and
desires to proceed, there is Proof of Service but no Response (FL-120) or
Default (FL-165). Petitioner is ordered to serve and file a Preliminary
Declaration of Disclosure (FL-141) prior to the next hearing. Prior to the next
CMC, unless a Response is filed, Petitioner must file the Request for Default or
dismiss the action. The CMC is set for Dept 1A at 2:00 PM on 8/18/08.

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32. 2:00 PM Case: CV33508 [S] MITCHELL v MITCHELL
Type: DISSOLUTION WITHOUT MINOR CHILD Date Filed: 03/07/07
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: MITCHELL, DOROTHEA ATTY: IN PRO PER
RESP: MITCHELL, DONALD
Service Date/Type: 02/20/08 PER 00/00/00

Tentative Ruling: The Default of the respondent has been entered. Petitioner must go to the clerk's filing window to schedule a "Default Prove-Up" hearing. Petitioner must attend that brief hearing and submit the Judgment (FL-180) and Notice of Judgment (FL-190) papers. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 7/21/08.

33. 2:00 PM Case: CV33746 [S] WALDON v SHELBY
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 05/30/07
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW
RESPONDENT ORDERED PRESENT

Related cases NOT on this calendar: CV33028 ,
PETNR: WALDON, MIKE ATTY: IN PRO PER
RESP: SHELBY, DANIELLE ATTY: IN PRO PER
Service Date/Type: 06/01/07 Answer Date: 06/18/07

Tentative Ruling: If Respondent fails to appear her Response filed 6/18/07 is ordered stricken and Petitioner may proceed by default (FL-165). If Respondent appears, Respondent is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 7/21/08.

34. 2:00 PM Case: CV33751 [S] AGPALO v AGPALO
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 05/23/07
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: AGPALO, MICHELLE N ATTY: IN PRO PER
RESP: AGPALO, BRIAN

Tentative Ruling: The petitioner has not filed a proper Proof of Service (FL-115) of the Summons and Petition with the court (item 3.c. is incomplete). The court cannot proceed with any orders until Proof of Service is filed. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 7/21/08.

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35. 2:00 PM Case: CV34254 [S] BRENGMAN v BRENGMAN
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 12/03/07
Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW

PETNR: BRENGMAN, ZENAIDA ATTY: IN PRO PER
RESP: BRENGMAN, DALE R. ATTY: IN PRO PER
Service Date/Type: 12/05/07 PER Answer Date: 12/19/07

Tentative Ruling: Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. Respondent is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 7/21/08.

36. 2:00 PM Case: CV34271 [S] PETERSEN v PETERSEN
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 12/07/07
Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW

Related cases NOT on this calendar: C12474 , CV32793 ,
PETNR: PETERSEN, KARMEN M ATTY: IN PRO PER
RESP: PETERSEN, WILLIAM T
Service Date/Type: 12/17/07 PER 00/00/00

Tentative Ruling: There are temporary child custody and support orders. Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. There is Proof of Service but no Response (FL-120) or Default (FL-165). Prior to the next CMC, unless a Response is filed, Petitioner must file the Request for Default or dismiss the action. The CMC is set for Dept 1A at 2:00 PM on 7/21/08.

37. 2:00 PM Case: CV34284 [S] CABLE v CURLEY
Type: ESTABLISH PARENTAL RELATIONSHI Date Filed: 12/11/07
Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW
RESPONDENT MAY APPEAR TELEPHONICALLY

Related cases NOT on this calendar: CV34522 ,
PETNR: CABLE, FALLON ATTY: IN PRO PER
RESP: CURLEY, JOSHUA ATTY: IN PRO PER

Tentative Ruling: Respondent's Response was previously stricken, Petitioner is directed to seek Respondent's default with the clerk's office and thereafter The Default of the respondent has been entered. Petitioner must go to the clerk's filing window to schedule a "Default Prove-Up" hearing. Petitioner must attend that brief hearing and submit the Judgment papers. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 8/18/08.

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38. 3:00 PM Case: CV33977 [S] OLSEN v OLSEN
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 08/14/07
At-Issue Date: 00/00/00 Trial: 12/19/07 COURT TRIAL - SHORT CAUSE
Event: SETTLEMENT CONFERENCE/TRIAL SETTING RE P= 8
REMAINING ISSUES

PETNR: OLSEN, DIANE A ATTY: WOOD, DARLENE D ESQ
MINOR: OLSEN MINORS
RESP: OLSEN, CARL S ATTY: CHAVEZ-OCHOA LAW OFFICES INC.
Service Date/Type: 08/21/07 PER Answer Date: 08/28/07

Tentative Ruling: There is no Tentative Ruling on this case. The parties, or their legal counsel if represented, are ordered to appear.

39. 3:00 PM Case: CV33980 [S] NICKISON v NICKISON
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 08/15/07
At-Issue Date: 00/00/00 Trial: 01/31/08 COURT TRIAL - LONG CAUSE
Event: SETTLEMENT CONFERENCE - REMAINING ISSUES P= 8
05/29/08 9:00 1 COURT TRIAL - REMAINING ISSUES

PETNR: NICKISON, WILLIAM R ATTY: BORDEN, MARK ESQ
MINOR: NICKISON MINORS
RESP: NICKISON, CAROLYN ATTY: TRIFILO, JOHN J. ESQ
Service Date/Type: 00/00/00 Answer Date: 09/14/07
CLAMNT: MICRO CHEM LABORATORIES 401K PLAN

Tentative Ruling: The parties represent many of the issues are resolved. Petitioner is ordered to serve and file a Final Declaration of Disclosure (FL-141) prior to the next hearing. Respondent is ordered to serve and file a Final Declaration of Disclosure (FL-141) prior to the next hearing. There is no Tentative Ruling on this case. The parties, or their legal counsel if represented, are ordered to appear.

40. 3:00 PM Case: CV31934 [S] PETERS v PETERS
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 08/23/05
Priority Info: DEFAULT SET ASIDE 02-26-08
Event: SETTLEMENT CONFERENCE/TRIAL SETTING

Related cases NOT on this calendar: CV31481 ,
PETNR: PETERS, KIMBERLY M. ATTY: IN PRO PER
MINOR: PETERS MINORS P.D.: RUSSO, ARLEEN ESQ
RESP: PETERS, JEREMY S. ATTY: IN PRO PER

Tentative Ruling: The parties stipulated to setting aside Respondent's default, however, Respondent has failed to file the Response. Wherefore, Petitioner is directed to request Respondent's default be entered by the clerk's office.
